

REMARKS

Claims 2-9 were pending. By this Amendment withdrawn claim 9 has been canceled. Upon entry claims 2-8 are pending and under examination.

DOUBLE PATENTING REJECTIONS SHOULD BE WITHDRAWN

Claims 2-8 have been provisionally rejected on grounds of obviousness-type double patenting as allegedly being unpatentable over claims 1-44 and 46-66 of copending Application No. 11/535,779 (the '779 application). Applicants note that claims 15-44 and 46-66 have been canceled from the '779 application.

Claims 2-8 have been provisionally rejected on grounds of obviousness-type double patenting as allegedly being unpatentable over claims 1-66 of copending Application No. 11/841,508 (the '508 application).

Both provisional double patenting rejections are respectfully traversed. The provisional obviousness-type double patenting rejections are the only rejections remaining in the subject application. And the subject application was filed before each of the '779 application and the '508 application. Accordingly, the provisional rejections should be withdrawn and the subject application should be allowed to issue as a patent without a terminal disclaimer over the '779 application or the '508 application. MPEP §804(I)(B)(1), Rev. 6, Sept. 2007, page 800-17, right column.

CONCLUSION

In view of the preceding remarks, applicants respectfully request reconsideration and withdrawal of all rejections, and prompt notice of allowance.

It is believed that no fee is required in connection with the filing of this Amendment. If any fee is required, the Commissioner is hereby authorized to charge the amount of such fee to Deposit Account No. 50-1677.

Respectfully submitted,

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